

DEC 19 2003
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant: Kenneth G. Stewart, III et al.

Conf. No. 8245

Serial No.: 10/023,977

Art Unit: 3636

OFFICE OF PETITIONS

Filed: December 21, 2001

Examiner: Not yet assigned

For: PORTABLE VERTEBRAE DECOMPRESSION DEVICE WITH
ADJUSTABLE HEIGHT SUPPORT

PETITION TO REVIVE UNDER 37 C.F.R. §1.137(b)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant herein requests revival of the above-identified application on the grounds that the abandonment was unintentional. A copy of the Notice of Abandonment is enclosed.

A check for the small entity fee of \$665.00 is enclosed.

Formal Drawings are enclosed in response to the Notice to File Corrected Application Papers. A copy of the Notice is also enclosed.

The entire delay in filing a proper response to the Notice to File Corrected Application Papers of January 22, 2002, was unintentional.

As the instant Application was filed after June 8, 1995, no Terminal Disclaimer is believed to be necessary.

The requirements of 37 C.F.R. §1.137(b) having been met, granting of this Petition and revival of the Application is requested.

It is respectfully requested that, if necessary to effect a timely response, this paper be considered as a Petition for an Extension of Time sufficient to effect a timely response and shortages in any fees be charged, or overpayment in any fees be credited, to the Account of Barnes & Thornburg, Deposit Account No. 02-1010 (6714-38242).

12/22/2003 MGERREM1 00000072 10023977

01 FC:2453

665.00 OP

Respectfully submitted,
BARNES & THORNBURG

Richard B. Lazarus
Reg. No. 48,215
(202) 371-6348

Attachments:

Petition Fee (Check for \$665.00)

Submission of Formal Drawings (w/ 2 sheets/Figures 1-6)



UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 19 2003

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/023,977	12/21/2001	Kenneth G. Stewart III	6714/38242

Barnes & Thromburg
 750 17th Street, N.W., Suite 900
 Washington, DC 20006

CONFIRMATION NO. 8245
FORMALITIES LETTER

OC00000007338023

Date Mailed: 01/22/2002

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OFFICE OF PETITIONS

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

Chair
 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE